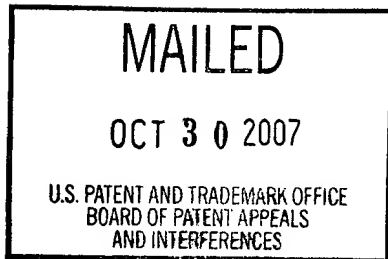


UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte RICHARD G HYATT, JR.

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Application 08/720,070

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was received at the Board of Patent Appeals and Interferences (BPAI) on September 24, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

On October 16, 2007, Appellant filed a "Renewed Petition Under 37 C.F.R. § 1.181". There is no corresponding Decision on Petition reflected in the application record.

The BPAI requires a proper Decision On Petition on all valid petitions before consideration of the application by the BPAI can proceed. Proper disposal of the petition filed October 16, 2007 is required. Additionally, it is noted that the filing of

Application 08/720,070

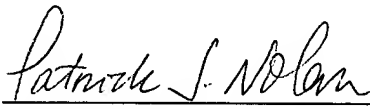
the Petition is not reflected in the United States Patent and Trademark (USPTO) Patent Application Location and Monitoring (PALM) system.

Accordingly, it is

ORDERED that the application is being returned to the Examiner for:

- (1) the examiner to have the petition filed on October 16, 2007 properly considered,
- (2) for the examiner to have the petition entered into the PALM system, and
- (3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By:   
PATRICK J. NOLAN  
Deputy Chief Appeals Administrator  
(571) 272-9797

PJN/vsh

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